

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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RICHARD ELLO

Plaintiff,

AFFIDAVIT OF SERVICE

v.

05 CV 9625 (KMK)

ISHRI SINGH, in his individual and official capacities; RAYMOND POCINO, Vice president and Eastern Regional Manager of LABORERS INTERNATIONAL UNION OF NORTH AMERICA, in his individual and official capacities; LABORERS INTERNATIONAL UNION OF NORTH AMERICA; LABORER-EMPLOYERS COOPERATION AND EDUCATION TRUST FUND; RAYMOND ROCINO, Trustee, in his individual and official capacities; MASON TENDERS DISTRICT COUNCIL TRUST FUNDS; JOHN VIRGA, Funds Director, in his individual and official capacities; John Doe and Jane Doe A through D the latter being Parties unknown to plaintiff,

Defendants.

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STATE OF NEW YORK      }  
                            }SS.:  
COUNTY OF NEW YORK    }

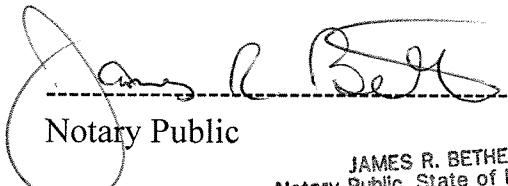
JOHN G. FLEMING, JR., being duly sworn deposes and states:

1.      I am not a party to this action, am over 18 years of age and reside in Bergen County, New Jersey.
2.      On September 12, 2006, I served Appearance of Kathleen M. McKenna upon:

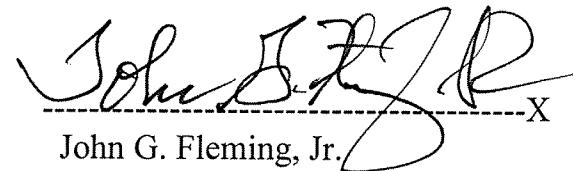
Michael Bearse Laborers' International Union of North America 905 16 <sup>th</sup> Street, NW Washington, D.C. 20006	Terrance Reed Lankford Coffield & Reed, PLLC 120 North St. Asaph Street Alexandria, VA. 22314
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3.      Said service was made by depositing a true copy of said documents enclosed in a prepaid, sealed wrapper, properly addressed to the above named party in official depository under

the exclusive care and custody of the United States Post Office within the State of New York.

Sworn to before me this  
12<sup>th</sup> day of September, 2006

  
James R. Bethea X  
Notary Public

JAMES R. BETHEA  
Notary Public, State of New York  
No. 01BE6014213  
Qualified in New York County  
Commission Expires Oct. 5, 2010

  
John G. Fleming, Jr. X